

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

-----	X	
BRUCE P. JONES,	:	
	:	
Plaintiff,	:	INDEX NO. 08-CV-489 (GBD)
	:	
-against-	:	NOTICE OF MOTION TO WITHDRAW
	:	AS COUNSEL PURSUANT TO LOCAL
THE PRUDENTIAL INSURANCE	:	CIVIL RULE 1.4
COMPANY OF AMERICA,	:	
	:	
Defendant.	:	
-----	X	

PLEASE TAKE NOTICE THAT Morgan, Lewis & Bockius, LLP, attorneys for Defendant Prudential Insurance Company of America, shall move before the Honorable George B. Daniels, U.S.D.J. at a date and time to be set by the Court for an Order seeking leave pursuant to Local Civil Rule 1.4 to withdraw as counsel of record for Defendant The Prudential Insurance Company of America in the above captioned matter with consent of Defendant The Prudential Insurance Company of America.

In support of this Motion, Morgan, Lewis & Bockius, LLP shall rely upon the Affidavit of Seth Ptasiewicz. A proposed form of Order is annexed hereto.

No oral argument is requested.

Dated: Philadelphia, Pennsylvania.
July 16, 2008

Respectfully submitted,

MORGAN, LEWIS & BOCKIUS LLP
1701 Market Street
Philadelphia, PA 19103-2921
215.963.5000

By: s/Seth Ptasiewicz

Seth Ptasiewicz
Attorneys for Defendant
The Prudential Insurance Company of
America

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

-----	X	
BRUCE P. JONES,	:	
	:	INDEX NO. 08-CV-469 (GBD)
Plaintiff,	:	
	:	ORDER ON MOTION TO WITHDRAW
-against-	:	AS COUNSEL PURSUANT TO LOCAL
	:	CIVIL RULE 1.4
THE PRUDENTIAL INSURANCE	:	
COMPANY OF AMERICA,	:	
	:	
Defendant.	:	
-----	X	

This matter having been opened to the Court on Motion of Morgan, Lewis & Bockius, LLP, attorneys for Defendant The Prudential Insurance Company of America, pursuant to Local Civil Rule 1.4 to withdraw as counsel of record for Defendant The Prudential Insurance Company of America in the above captioned matter; and Defendant The Prudential Insurance Company of America having consented to this request and retained new counsel D'Arcambal, Levine & Ousley, LLP; and good cause having been shown;

IT IS HEREBY ORDERED ON THIS _____ DAY OF JULY, 2008
AS FOLLOWS.

1. The Motion of Morgan, Lewis & Bockius, LLP and its attorneys, Jeremy P. Blumenfeld, Esq., Ryan J. Cooper, Esq. and Seth Ptasiwicz, Esq., to withdraw as counsel of record for Defendant The Prudential Insurance Company of America is hereby granted.

SO ORDERED:

HONORABLE GEORGE B. DANIELS, U.S.D.J.

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

-----	X
BRUCE P. JONES,	:
	:
Plaintiff,	:
	:
-against-	:
	:
THE PRUDENTIAL INSURANCE	:
COMPANY OF AMERICA,	:
	:
Defendant.	:
-----	X

INDEX NO. 08-CV-489 (GBD)

**AFFIDAVIT IN SUPPORT OF MOTION
TO WITHDRAW AS COUNSEL
PURSUANT TO LOCAL CIVIL RULE
1.4**

STATE OF PENNSYLVANIA)

COUNTY OF PHILADELPHIA) ss.

Seth Ptasiewicz, of full age, hereby swears under penalty of perjury as follows:

1. I am an associate with the law firm of Morgan, Lewis & Bockius, LLP, present counsel to Defendant The Prudential Insurance Company of America ("Prudential") with reference to the above-captioned matter. I am admitted to practice before this Court.

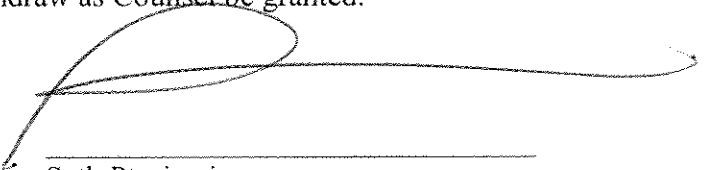
2. I submit this Affidavit of support of Morgan, Lewis & Bockius, LLP's Motion pursuant to Local Civil Rule 1.4 to withdraw as counsel of record to Prudential in this litigation concerning the denial of plaintiff's claim for Long Term Disability Benefits under a group disability policy governed by the Employee Income Retirement Security Act, 29 U.S.C. §1001, *et seq*.

3. The request to withdraw as counsel of record to Prudential came as a result of Prudential advising this firm that it wishes to substitute as its counsel of record the law firm of D'Arcambal, Levine & Ousley, LLP as reflected in the Consent to Change Attorney Form and Notice of Appearance electronically filed on behalf of Prudential with this Court and appended

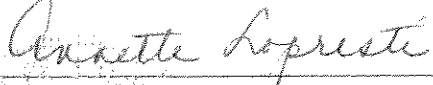
hereto as **Exhibit A and Exhibit B**, respectively.

4. No prejudice will arise as a result of this firm's withdraw as counsel of record. I have informed Prudential and its new counsel the law firm of D'Arcambal, Levine & Ousley, LLP has been apprised of the status of this litigation and all pending deadlines.

5. Accordingly, the law firm of Morgan, Lewis & Bockius, LLP and its attorneys of record in this case, Brian A. Herman, Esq., Jeremy P. Blumenfeld, Esq. and Seth Ptasiwicz, Esq., respectfully request that the Motion to Withdraw as Counsel be granted.

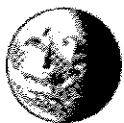

Seth Ptasiwicz

Sworn to before me this
16th day of July, 2008


Notary Public
COMMONWEALTH OF PENNSYLVANIA
Annette Lopresti
City of Philadelphia, Philadelphia County
My Commission Expires June 24, 2010
Member, Pennsylvania Association of Notaries

COMMONWEALTH OF PENNSYLVANIA
Notarial Seal
Annette Lopresti, Notary Public
City Of Philadelphia, Philadelphia County
My Commission Expires June 24, 2010
Member, Pennsylvania Association of Notaries

EXHIBIT A



NYSD_ECF_Pool@nysd.uscourts.gov

07/11/2008 04:30 PM

To deadmail@nysd.uscourts.gov

cc

bcc

Subject Activity in Case 1:08-cv-00489-GBD Jones v. The Prudential Insurance Company of America Notice of Substitution of Attorney

This is an automatic e-mail message generated by the CM/ECF system. Please DO NOT RESPOND to this e-mail because the mail box is unattended.

*****NOTE TO PUBLIC ACCESS USERS***** Judicial Conference of the United States policy permits attorneys of record and parties in a case (including pro se litigants) to receive one free electronic copy of all documents filed electronically, if receipt is required by law or directed by the filer. PACER access fees apply to all other users. To avoid later charges, download a copy each document during this first viewing. However, if the referenced document is a transcript, the free copy and 30 page limit do not apply.

U.S. District Court

United States District Court for the Southern District of New York

Notice of Electronic Filing

The following transaction was entered by Ousley, Jodie on 7/11/2008 at 4:30 PM EDT and filed on 7/11/2008

Case Name: Jones v. The Prudential Insurance Company of America

Case Number: 1:08-cv-489

Filer: The Prudential Insurance Company of America

Document Number: 13

Docket Text:

NOTICE of Substitution of Attorney. Old Attorney: Seth Ptasiewicz, New Attorney: Jodie L. Ousley, Address: d'Arcambal Levine & Ousley, LLP, 40 Fulton Street, Suite 1005, New York, NY, USA 10038, (212)971-3175. Document filed by The Prudential Insurance Company of America. (Ousley, Jodie)

1:08-cv-489 Notice has been electronically mailed to:

Jason A. Newfield jan@frankelnewfield.com

Jeremy P. Blumenfeld jblumenfeld@morganlewis.com

Justin Corey Frankel JCF@frankelnewfield.com

Ryan John Cooper rcooper@morganlewis.com

Seth Ptasiewicz sptasiewicz@morganlewis.com

1:08-cv-489 Notice has been delivered by other means to:

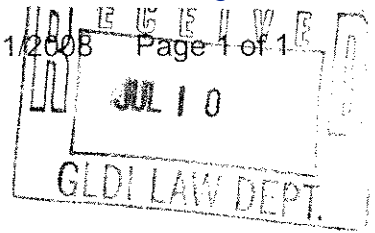
The following document(s) are associated with this transaction:

Document description:Main Document

Original filename:n/a

Electronic document Stamp:

[STAMP dcecfStamp_ID=1008691343 [Date=7/11/2008] [FileNumber=4796679-0]
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d5c51c3d70f491cfda7285936d66718b15a8e3000805280f35d2436a61142]]



UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

BRUCE P. JONES,

Plaintiff,

-against-

THE PRUDENTIAL INSURANCE COMPANY OF
AMERICA,

Defendant.

Index No.: 08-cv-00489

CONSENT TO CHANGE
ATTORNEY

IT IS HEREBY CONSENTED that d'Arcambal Levine & Ousley, LLP, of 40 Fulton Street, Suite 1005, New York, NY 10038, be substituted as attorneys of record for the undersigned party in the above-entitled action in place and stead of the undersigned attorneys as of the date hereto.

Dated: July 10, 2008

THE PRUDENTIAL INSURANCE COMPANY
OF AMERICA

By: _____

Leonard A. Giusti
Director and Corporate Counsel

July 11, 2008

D'ARCAMBAL LEVINE & OUSLEY, LLP

By: _____

Jodie L. Oulsey
Incoming Attorneys

July 9, 2008

MORGAN, LEWIS & BOCKIUS, LLP

By: _____

Seth Ptasiwicz
Outgoing Attorneys

EXHIBIT B



NYSD_ECF_Pool@nysd.uscourts.gov
07/15/2008 01:17 PM

To deadmail@nysd.uscourts.gov
cc
bcc

Subject Activity in Case 1:08-cv-00489-GBD Jones v. The Prudential Insurance Company of America Notice of Appearance

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U.S. District Court

United States District Court for the Southern District of New York

Notice of Electronic Filing

The following transaction was entered by Ousley, Jodie on 7/15/2008 at 1:17 PM EDT and filed on 7/15/2008

Case Name: Jones v. The Prudential Insurance Company of America
Case Number: 1:08-cv-489
Filer: The Prudential Insurance Company of America
Document Number: 14

Docket Text:

NOTICE OF APPEARANCE by Jodie Leigh Ousley on behalf of The Prudential Insurance Company of America (Ousley, Jodie)

1:08-cv-489 Notice has been electronically mailed to:

Jason A. Newfield jan@frankelnewfield.com

Jeremy P. Blumenfeld jblumenfeld@morganlewis.com

Jodie Leigh Ousley jousley@darcomb.com

Justin Corey Frankel JCF@frankelnewfield.com

Ryan John Cooper rcooper@morganlewis.com

Seth Ptasiewicz sptasiewicz@morganlewis.com

1:08-cv-489 Notice has been delivered by other means to:

The following document(s) are associated with this transaction:

Document description:Main Document

Original filename:n/a

Electronic document Stamp:

[STAMP dcecfStamp_ID=1008691343 [Date=7/15/2008] [FileNumber=4804288-0]
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eb0f862ce552b633f78e17efbfe6bd2aad7c296cdcf0d44e89d5ed50a77d]]

AO 458 (Rev. 10/95) Appearance

UNITED STATES DISTRICT COURT

Southern

DISTRICT OF

New York

APPEARANCE

Bruce P. Jones v. The Prudential Insurance Co. of America

Case Number: 08-cv-00489

To the Clerk of this court and all parties of record:

Enter my appearance as counsel in this case for

The Prudential Insurance Company of America

I certify that I am admitted to practice in this court.

7/15/2008

Date

Signature

Jodie L. Ousley

JO5121

Print Name

Bar Number

40 Fulton Street, Suite 1005

Address

New York

NY

10038

City

State

Zip Code

(212) 971-3175

(212) 971-3176

Phone Number

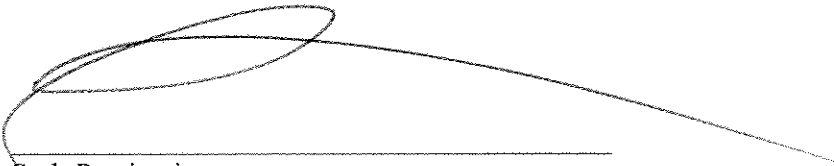
Fax Number

CERTIFICATE OF SERVICE

I hereby certify that on July 16, 2008, I electronically filed and served the annexed
Notice of Motion to Withdraw as Counsel of Record together with the supporting papers on:

Justin C. Frankel, Esq.
Frankel & Newfield, P.C.
585 Stewart Avenue, Suite 312
Garden City, New York 11530

I certify that the foregoing statement by me is true and that if not true I am subject to the penalty
of perjury.



Seth Ptasek